

Standards of Accreditation Chapter 55

Recommended Changes for Consideration [ARM 10.55.601-606](#)

December 13-14, 2011

Administrative Rules of Montana 10.55.601–10.55.606; Appendix E	12/14/2010 Draft Rule Language Recommendations for Consideration Changes indicated by strikethrough or <u>underline</u>
10.55.601 ACCREDITATION STANDARDS: PROCEDURES	
(1) The Board of Public Education adopts standards of accreditation upon the recommendation of the State Superintendent of Public Instruction.	(1) The Board of Public Education adopts standards of accreditation upon the recommendation of the State Superintendent of Public Instruction.
(2) The board and the Office of Public Instruction establish procedures and schedules for reviewing the accreditation status of each school.	(2) The board and the Office of Public Instruction establish procedures and schedules for reviewing the accreditation status of each school.
(3) To ensure continuous education improvement, the school district shall develop, implement, evaluate, and revise a five-year comprehensive education plan.	(3) To ensure continuous education improvement, the school district shall develop, implement, <u>and</u> evaluate, and revise a five-year comprehensive education a <u>continuous school improvement</u> plan. <u>This plan shall be reviewed on a yearly basis to reflect a continuous improvement process.</u>
(a) This plan shall include:	(a) This plan shall include:
(i) a school district level education profile as described in guidance provided periodically by the Office of Public Instruction;	(i) a school district level education profile as described in guidance provided periodically by the Office of Public Instruction;
(ii) the school district's educational goals in accordance with ARM 10.55.701;	(ii) the school district's educational goals in accordance with ARM 10.55.701;
(iii) a description of planned progress toward implementing all content, performance, and program area standards, in accordance with the schedule in ARM 10.55.603;	(iii) a description of planned progress toward implementing all content, performance, and program area standards, in accordance with the schedule in ARM 10.55.603;

Administrative Rules of Montana 10.55.601–10.55.606; Appendix E	12/14/2010 Draft Rule Language Recommendations for Consideration Changes indicated by strikethrough or <u>underline</u>
(iv) a description of strategies for assessing student progress toward meeting all content and performance standards, in accordance with ARM 10.55.603; and	(iv) a description of strategies for assessing student progress toward meeting all content and performance standards, in accordance with ARM 10.55.603; and
(v) a professional development component, in accordance with ARM 10.55.714.	(v) a professional development component, in accordance with ARM 10.55.714.
(b) By May 1, 2003, the district trustees shall file their adopted five-year comprehensive education plan with the Office of Public Instruction and make their plan available to employees and the public	(b) By May 1, 2003, the district trustees shall file their adopted five-year comprehensive education plan <u>continuous school improvement plan</u> with the Office of Public Instruction and make their plan available to employees and the public
(c) The Office of Public Instruction shall develop and implement procedures necessary to monitor and evaluate the effectiveness of each school district's comprehensive education plan.	(c) The Office of Public Instruction shall develop and implement procedures necessary to monitor and evaluate the effectiveness of each school district's comprehensive education plan.
(4) To ensure continuous educational improvement and to meet the identified needs of students in every school, every school in the district shall develop and have on file in the district office a comprehensive education plan.	(4) To ensure continuous educational improvement and to meet the identified needs of students in every school, every school in the district shall develop and have on file in the district office a comprehensive education plan.
(5) To ensure continuous educational improvement, the Office of Public Instruction shall provide guidance, resources, and evaluation to assist in the implementation of district and school plans to improve teaching and learning for all students.	(5) To ensure continuous educational improvement, the Office of Public Instruction shall provide guidance, resources, and evaluation to assist in the implementation of district and school plans to improve teaching and learning for all students.
(6) School districts are required to maintain present programs that meet current standards until such standards are superseded. The content and performance standards will supersede model learner goals according to the following schedule:	(6) School districts are required to maintain present programs that meet current standards until such standards are superseded. The content and performance standards will supersede model learner goals according to the following schedule: (6) <u>A school district shall align its curriculum to the state content standards, performance descriptors, and program area standards as adopted by the Board of Public Education. A school district shall maintain programs to align with the state's schedule for revising standards.</u>



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	Moved from (7)
(a) Reading -- November 1998;	(a) Reading -- November 1998;
(b) Mathematics -- November 1998;	(b) Mathematics -- November 1998;
(c) Science -- October 1999;	(c) Science -- October 1999;
(d) Technology -- October 1999;	(d) Technology -- October 1999;
(e) Health enhancement -- October 1999;	(e) Health enhancement -- October 1999;
(f) Communication arts aligned to the reading content and performance standards -- October 1999;	(f) Communication arts aligned to the reading content and performance standards -- October 1999;
(g) World languages -- October 1999;	(g) World languages -- October 1999;
(h) Social studies -- October 2000;	(h) Social studies -- October 2000;
(i) Arts -- October 2000;	(i) Arts -- October 2000;
(i) Arts -- October 2000;	(i) Arts -- October 2000;
(j) Library media -- October 2000;	(j) Library media -- October 2000;
(k) Workplace competencies -- October 2000;	(k) Workplace competencies -- October 2000; _____Maj or
(l) Vocational/technical education -- October 2001.	(l) Vocational/technical education -- October 2001.
(7) On or before July 1, 2004, a school district shall align its	(7) On or before July 1, 2004, a school district shall align its



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<p>curriculum to the state content and performance standards and program area standards as adopted by the Board of Public Education. A school district shall maintain programs to align with the state's schedule for revising standards.</p>	<p>curriculum to the state content and performance standards and program area standards as adopted by the Board of Public Education. A school district shall maintain programs to align with the state's schedule for revising standards.</p>
10.55.602 DEFINITIONS	
<p>For the purposes of this chapter, the following terms apply:</p>	
<p>(1) <u>Accreditation</u></p>	<p>(1) <u>"Accreditation" means the placement of a school into a specific status based on an evaluation of the operations of the institution requiring compliance with certain predetermined minimum standards.</u></p>
<p>(2) <u>Attendance Center</u></p>	<p>(2) <u>"Attendance Centers" means a classroom that is an extension of an existing school, e.g., alternative education programs; Hutterite Colony School classrooms.</u></p>
<p>(3) "Assessment" means the gathering, organizing, and evaluation of information about student learning in order to monitor and measure the effectiveness of the instructional program.</p>	<p>(3) "Assessment" means the gathering, organizing, <u>analyzing</u> and evaluating information about student learning in order to monitor and measure the effectiveness of the instructional program.</p>
<p>(4) "Asynchronous" means not occurring at the same time. "Asynchronous" refers to content, instruction, and communication between participants (e.g., students and teachers) that occurs at different times, the period of which may vary by circumstance, (e.g., e-mail, threaded discussions, homework, message boards).</p>	<p>(4) "Asynchronous" means not occurring at the same time. "Asynchronous" refers to content, instruction, and communication between participants (e.g., students and teachers) that occurs at different times, the period of which may vary by circumstance, (e.g., e-mail, threaded discussions, homework, <u>electronic</u> message boards, <u>online learning opportunities</u>).</p>
<p>(5) "Benchmark" means expectations for a student's knowledge, skills, and abilities along a developmental continuum in each content area. That continuum is focused at three points: the end of grade 4, the end of grade 8, and upon graduation (grade 12).</p>	<p>(5) "Benchmark" means <u>learning</u> expectations for a student's knowledge, skills, and abilities along a developmental continuum in each content area. That continuum is focused at three points: the end of grade 4, the end of grade 8, and upon graduation (grade 12).</p>



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(6) "Certification" means licensure of an educator/specialist, as issued by the state of Montana, based on completion of an approved teacher, administrator, or specialist program of an accredited college/university. Certification includes grade level(s), endorsement(s), and classification.	(6) "Certification" means licensure of an educator/specialist, as issued by the state of Montana, based on completion of an approved <u>educator preparation</u> teacher, administrator, or specialist program of an accredited college/university. Certification-Licensure <u>includes indicates</u> grade level(s), endorsement(s), and classification.
(7) "Combined elementary-high school district" means an elementary district and a high school district which are combined for district administration purposes, including districts designated as "K-12 districts" pursuant to 20-6-701, MCA. Most town school districts in Montana would fit this category, i.e., Helena, Hamilton, Whitehall.	(7) "Combined elementary-high school district" means an elementary district and a high school district which are combined for district administration purposes, including districts designated as "K-12 districts" pursuant to 20-6-701, MCA. Most town school districts in Montana would fit this category, i.e., Helena, Hamilton, Whitehall.
(8) "Content standard" means what all students should know, understand and be able to do in a specific content area, such as reading, mathematics, or social studies.	(8) "Content standard" means what all students should know, understand and be able to do in a specific content area, such as reading, mathematics, or social studies.
(9) "Deviation" means a citation of non-compliance with any given standard.	(9) "Deviation" means a citation of non-compliance with any given standard.
(10) "Distance learning" means instruction in which students and teachers are separated by time and/or location with synchronous or asynchronous content, instruction, and communication between student and teacher (e.g., correspondence courses, online learning, videoconferencing, streaming video).	(10) "Distance learning" means instruction in which students and teachers are separated by time and/or location with synchronous or asynchronous content, instruction, and communication between student and teacher. <u>This instruction may consist of learning opportunities provided through online (Internet based) and other emerging technologies, videoconferencing, streaming video and correspondence methods.</u>

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(11) "Endorsement" means an official indication on a license of the subject area(s) and/or specialized program area(s) for which the holder of the license is authorized to practice in Montana accredited schools.	(11) "Endorsement" means an official indication on a license of the subject area(s) and/or specialized program area(s) for which the holder of the license is authorized to practice in Montana accredited schools.
(12) <u>"Equal Opportunity"</u>	(12) <u>"Equal Opportunity" means a public entity shall furnish appropriate auxiliary aids and services where necessary to afford an individual with an equal opportunity to participate in, and enjoy the benefits of a service, program, or</u>
(13) "Independent elementary school district" means a district organized for the purpose of providing public education for all or any combination of grades kindergarten through 8.	(13) "Independent elementary school district" means a district organized for the purpose of providing public education for all or any combination of grades kindergarten through 8.
(14) <u>"Innovative Practices"</u>	(14) <u>"Innovative Practices" mean educational strategies and methods founded in scientifically based research ensuring the application of rigorous, systematic, and objective procedures to obtain reliable and valid knowledge relevant to education activities and programs.</u>
(15) <u>"Internship"</u>	(15) <u>"Internship" means an agreement with a fully licensed (Class 1, 2, or 3) educator, the school district, and a Board of Public Education approved educator preparation program offering the endorsement area. Internships may be offered in the areas of teaching endorsements, as defined in ARM 10.57.412, principals, superintendents, and school counselors. Internships shall be no longer than three school years with no extensions; and yearly progress shall be reported to the OPI by the school district and the approved educator preparation program between 10/1 and 11/15. The Intern shall be considered appropriately assigned if enrolled in a Board of Public Education approved internship program in the State of Montana.</u>

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(16) "Part-time" means not less than six hours in a school week.	(11) "Part-time" means not less than six hours in a school week. (16) <u>"Part-time" means less than half-time enrollment or less than half-time FTE.</u>
(17) "Performance standard" means the specific expectations for performance in each content area at each of the three benchmarks. Performance standards define the quality of performance and describe the performance to be demonstrated.	(17) "Performance standard <u>descriptors</u> " means the specific expectations for performance in each content area at each of the three benchmarks. Performance standards define the quality of performance and describe the performance to be demonstrated.
(18) <u>"Principal"</u>	(18) <u>"Principal" means a person who holds a valid Montana class 3 educator license with an applicable principal endorsement and who is employed by a district as a principal, or who is enrolled in a Board of Public Education approved principal internship program under ARM 10.55.703.</u>
(19) "Program area standards" means the subject matter Montana school districts are required to offer and the strategies and proven practices used to instruct. The program area standards include: communication arts, arts, health enhancement, mathematics, science, social studies, career and vocational/technical education, technology, workplace competencies, library media, world languages and school counseling.	(19) "Program area standards" means the subject matter Montana school districts are required to offer and the strategies and proven practices used to instruct. The program area standards include: communication arts, arts, health enhancement, mathematics, science, social studies, career and vocational/technical education, technology, workplace competencies, library media, world languages and school counseling.
(20) "Program delivery standards" means the conditions, practices and resources school districts are required to provide for all students to have educational opportunities to learn, develop and demonstrate learning to content and performance standards.	(20) "Program delivery standards" means the conditions, practices and resources school districts are required to provide for all students to have educational opportunities to learn, develop and demonstrate learning to content and performance standards.
(21) "Online learning" means education activity in which instruction and content are delivered primarily via the internet.	(21) "Online learning" means education activity in which instruction and content are delivered primarily via the Internet <u>and</u>

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Online learning is a form of distance learning.	through emerging technologies. Online learning is a form of distance learning.
(22) "School administrator" means a person who is a part of the school's administrative or supervisory staff and who holds a class 3 license and is appropriately endorsed, or who is enrolled in a Board of Public Education approved administrator internship program under ARM 10.55.702 through 10.55.705.	(22) "School administrator" means a person who is a part of the school's administrative or supervisory staff and who holds a class 3 license and is appropriately endorsed, or who is enrolled in a Board of Public Education approved administrator internship program under ARM 10.55.702 through 10.55.705.
(23) "Synchronous" means occurring at the same time. "Synchronous" refers to content, instruction, and communication between participants (e.g., students and teachers) that occurs at the same time even though they may be in different physical locations. For example, instruction in which students and teachers are online at the same time so that a question can be immediately answered (e.g., telephone calls, face-to-face meetings, physical classrooms, chat rooms, and videoconferencing).	(23) "Synchronous" means occurring at the same time. "Synchronous" refers to content, instruction, and communication between participants (e.g., students and teachers) that occurs at the same time even though they may be in different physical locations. For example, instruction in which students and teachers are online at the same time so that a question can be immediately answered (e.g., telephone calls, face-to-face meetings, physical classrooms, chat rooms, and videoconferencing).
(24) <u>"Superintendent"</u>	(24) <u>"Superintendent" means a person who holds a valid Montana class 3 educator license with an applicable superintendent's endorsement and who is employed by a district as a district superintendent, or who is enrolled in a Board of Public Education approved superintendent internship program under ARM 10.55.702.</u>
(25) <u>"Teacher"</u>	(25) <u>"Teacher" means a person who holds a valid Montana educator license and who is employed by a district as a member of its instructional, supervisory, or administrative staff. MCA 20-1-101 (26)</u>

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(26) "Technology delivered learning" means instruction and content delivered via digital technologies (e.g., online, CD-ROM, DVD-ROM, or learning experiences that involve primarily the use of computers).	(26) "Technology delivered learning" means instruction and content delivered via digital technologies (e.g., online, CD-ROM, DVD-ROM, or learning experiences that involve primarily the use of computers).
10.55.603 CURRICULUM AND ASSESSMENT	



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<p>(1) Local school districts shall incorporate all content and performance standards into their curriculum, implementing them sequentially and developmentally. School districts shall assess the progress of all students toward achieving content and performance standards in all program areas. Assessment of all students shall be used to examine the educational program and measure its effectiveness based on the content and performance standards.</p>	<p>(1) Local school districts shall incorporate all content and performance standards into their curriculum, implementing them sequentially and developmentally. School districts shall assess the progress of all students toward achieving content and performance standards in all program areas. Assessment of all students shall be used to examine the educational program and measure its effectiveness based on the content and performance standards.</p>
<p>(a) The examination of program effectiveness using assessment results shall be supplemented with information about graduates and other students no longer in attendance.</p>	<p>(a) The examination of program effectiveness using assessment results shall be supplemented with information about graduates and other students no longer in attendance.</p>
<p>(b) The information obtained shall be considered in curriculum and assessment development.</p>	<p>(b) The information obtained shall be considered in curriculum and assessment development.</p>

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(2) For content and performance standards in all program areas in accordance with ARM 10.55.602(8), school districts shall:	(2) For content and performance standards in all program areas in accordance with ARM 10.55.602(8), school districts shall:
(a) establish curriculum and assessment development processes as a cooperative effort of personnel certified and endorsed in the program area and trustees, administrators, other teachers, students, specialists, parents, community and, when appropriate, tribal representatives and state resource people;	(a) establish curriculum and assessment development processes as a cooperative effort of personnel certified and endorsed in the program area and trustees, administrators, other teachers, students, specialists, parents, community and, when appropriate, tribal representatives and state resource people;
(b) review curricula at intervals not exceeding five years and modify as needed to meet educational goals of the five-year comprehensive education plan in accordance with ARM 10.55.601;	(b) review curricula at intervals not exceeding five years and modify as needed to meet educational goals of the five-year comprehensive education plan in accordance with ARM 10.55.601;
(c) at least every five years, review and select materials and resources necessary for implementation of the curriculum and assessment that are consistent with the goals of the five-year comprehensive education plan; and	(c) at least every five years, review and select materials and resources necessary for implementation of the curriculum and assessment that are consistent with the goals of the five-year comprehensive education plan <u>continuous school improvement plan</u> ; and

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(d) review curricula to ensure the inclusion of the distinct and unique cultural heritage of the American Indians.	(d) review curricula to ensure the inclusion of the distinct and unique cultural heritage of the the <u>Montana</u> American Indians.
(3) School district assessment plans shall be included in the comprehensive education plan.	(3) School district assessment plans shall be included in the comprehensive education <u>continuous school improvement</u> plan.
(a) School districts shall use effective and appropriate multiple measures and methods to assess student progress in achieving content and performance standards in all program areas.	(a) School districts shall use effective and appropriate multiple measures and methods to assess student progress in achieving content <u>standards</u> and performance standards <u>descriptors</u> in all program areas.
(b) Utilizing input from representatives of accredited schools, the Office of Public Instruction shall develop criteria and procedures for the selection of effective and appropriate multiple measures and methods to be used to assess student progress in reading and mathematics in grades 4, 8 and 11.	(b) Utilizing input from representatives of accredited schools, the Office of Public Instruction shall develop criteria and procedures for the selection of effective and appropriate multiple measures and methods to be used to assess student progress in achieving content <u>standards</u> and performance standards <u>descriptors</u> in all program areas. in reading and mathematics in grades 3 through 8 and 10, and science grades 4, 8, and 10.
(c) The Office of Public Instruction shall provide technical assistance to districts to meet the criteria and procedures in (3)(b).	(c) The Office of Public Instruction shall provide technical assistance to districts to meet the criteria and procedures in (3)(b).

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<p>(d) Not later than the school year immediately following the completion of written sequential curricula aligned with the content and performance standards in a program area in accordance with ARM 10.55.601(6), the school district shall begin the development of a student assessment process for that program area. The assessment process must be in place two years following the development of written curriculum.</p>	<p>(d) Not later than the school year immediately following the completion of written sequential curricula aligned with the content and performance standards in a program area in accordance with ARM 10.55.601(6), the school district shall begin the development of a student assessment process for that program area. The assessment process must be in place two years following the development of written curriculum.</p>
<p>(4) In addition to the school-by-school reporting of norm-referenced testing results in accordance with ARM 10.56.101, districts shall annually report to the Office of Public Instruction the school level results of measures for the standards that are not adequately assessed by the norm-referenced tests in reading and mathematics at grades 4, 8 and 11.</p>	<p>(4) In addition to the school-by-school reporting of norm-<u>criterion</u> referenced testing results in accordance with ARM 10.56.101, districts shall annually report to the Office of Public Instruction the school level results of measures for the standards that are not adequately assessed by the norm <u>criterion</u> referenced tests in <u>reading communication arts</u> and mathematics <u>at grades 3 through 8 and 10, science grades 4, 8 and 10.</u></p>
<p>(a) Utilizing input from representatives of accredited schools, the Office of Public Instruction will identify the additional standards in reading and mathematics that are to be assessed with other measures.</p>	<p>(a) Utilizing input from representatives of accredited schools, the Office of Public Instruction will identify the additional standards in reading and mathematics that are to be assessed with other measures.</p>

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(b) The measures used to report to the Office of Public Instruction shall be included within the district assessment plan in accordance with ARM 10.55.601.	(b) The measures used to report to the Office of Public Instruction shall be included within the district assessment plan in accordance with ARM 10.55.601.
(c) The criteria and procedures set forth in (3)(b) shall be used by the Office of Public Instruction in an approval process to assure the quality of the other measures that will be used to assess and report progress in reading and mathematics at grades 4, 8 and 11	(c) The criteria and procedures set forth in (3)(b) shall be used by the Office of Public Instruction in an approval process to assure the quality of the other measures that will be used to assess and report progress in reading and mathematics at grades 4, 8 and 11
10.55.604 VARIANCES TO STANDARDS	10.55.604 Variance to Standards <u>through INNOVATIVE PRACTICES</u>



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<p>(1) A school district may apply to the Board of Public Education through the Superintendent of Public Instruction to implement an alternative to a standard or a section of standards, excluding standards stating statutory criteria, standards pertaining to teacher licensure or endorsement, and content and performance standards as defined by the Board of Public Education and provided in guidance from the Superintendent of Public Instruction.</p>	<p>(1) A school district may apply to the Board of Public Education through the Superintendent of Public Instruction to implement <u>practices that reflect innovation, flexibility, accountability and ensure quality education for all.</u> This excludes standards stating statutory criteria, standards pertaining to teacher licensure or endorsement, and content <u>standards</u> and performance standards <u>descriptors</u> as defined by the Board of Public Education and provided in guidance from the Superintendent of Public Instruction.</p>
<p>(a) In its application, the school district shall provide evidence establishing that its alternative is workable and educationally sound in comparison to the intent of the standard(s) that would be waived, and shall establish that the goals of the alternative will meet or exceed the results under the current standard(s).</p>	<p>(a) In its application, the school district shall provide evidence establishing that its alternative <u>proposed variant innovative practice</u> is workable and educationally sound in comparison to meet or exceed the intent of the standard(s) that would be waived, and shall establish that the goals of the <u>alternative proposed variant innovative practice</u> will meet or exceed the results under the current standard(s).</p>



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(b) In its application, the school district shall submit a statement of mission and objectives, and identify formative and summative measures to be used to evaluate the effectiveness of the alternative.	(b) In its application, the school district shall establish <u>submit a statement of mission goals</u> and <u>measurable</u> objectives, and identify formative and summative measures to be used to evaluate the effectiveness of the alternative <u>proposed variant innovative practice</u> .
(c) Upon appropriate application, the Board of Public Education shall approve or deny the proposed alternative.	(c) Upon appropriate application, the Board of Public Education shall approve or deny the proposed alternative <u>variant innovative practice</u> .
(d) If the board denies the proposed alternative, it shall state in writing why it has done so.	(d) If the board denies the proposed alternative <u>variant innovative practice</u> , <u>a written response shall be provided by</u> it shall state in writing the Office of Public Instruction why it has done so.
(e) If the board approves the proposed alternative, its initial approval shall be for two years.	(e) If the board approves the proposed alternative <u>variant innovative practice</u> , its <u>the</u> initial approval shall be for two five years. <u>The district must reapply at the end of the five years cycle.</u>
(f) During the second year of the initial approval, the Board of Public Education, through the Office of Public Instruction, shall direct an on-site evaluation of the alternative.	(f) During <u>each of the five years through the annual data collection</u> , a district shall report the status of the <u>innovative practice to the second year of the initial approval</u> , the Board of Public Education, through the Office of Public Instruction. shall direct an on-site evaluation of the alternative.

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(g) If the board finds the alternative is workable and educationally sound in comparison to how the waived standard(s), previously worked in the district, the board shall renew the alternative for five years.	(g) <u>Based on the annual review the OPI may recommend renewal of the district's variant innovative practice to the Board of Public Education</u> If the board finds the alternative is workable and educationally sound in comparison to how the waived standard(s), previously worked in the district, the board shall renew the alternative for five years.
(h) Subject to on-site evaluations every five years, the board may continue to renew the alternative.	(h) <u>At the discretion of the OPI, yearly on-site evaluations may be conducted, and based on the review, the OPI may recommend to the BPE approval or disapproval of the variant innovative practice.</u> Subject to on-site evaluations every five years, the board may continue to renew the alternative.
(i) A school district may discontinue an approved alternative at any time. If it does so, it shall promptly notify the Board of Public Education in writing.	(i) A school district may discontinue an approved alternative <u>variant innovative practice</u> at any time. If it does so, it shall promptly notify the Board of Public Education in writing <u>through the Superintendent of Public Instruction.</u>
(2) A school district may apply to the Board of Public Education through the Superintendent of Public Instruction to create a charter school.	(2) A school district may apply to the Board of Public Education through the Superintendent of Public Instruction to create a charter school.



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(a) A charter school must provide an education that meets or exceeds the requirements of the Montana Constitution, state law, and school accreditation standards.	(a) A charter school must provide an education that meets or exceeds the requirements of the Montana Constitution, state law, and school accreditation standards.
(b) The Board of Public Education may only grant charters to publicly funded schools or programs under the supervision and control of a locally elected board of trustees in an existing school district.	(b) The Board of Public Education may only grant charters to publicly funded schools or programs under the supervision and control of a locally elected board of trustees in an existing school district.
(c) The procedure by which a school district may apply to create a charter school and by which the Board of Public Education may approve, deny, evaluate, and renew a charter school shall be identical to that outlined in ARM 10.55.604.	(c) The procedure by which a school district may apply to create a charter school and by which the Board of Public Education may approve, deny, evaluate, and renew a charter school shall be identical to that outlined in ARM 10.55.604.
(d) To be proposed by a school district and approved by the Board of Public Education, a charter school shall, at a minimum, guarantee the following:	(d) To be proposed by a school district and approved by the Board of Public Education, a charter school shall, at a minimum, guarantee the following:
(i) school district governance and control;	(i) school district governance and control;

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(ii) unrestricted, open student access;	(ii) unrestricted, open student access;
(iii) compliance with all health and safety laws;	(iii) compliance with all health and safety laws;
(iv) teacher licensure and endorsement to the same extent as required or provided by state law or accreditation standards;	(iv) teacher licensure and endorsement to the same extent as required or provided by state law or accreditation standards;
(v) employee collective bargaining to the same extent as required or provided by state law; and	(v) employee collective bargaining to the same extent as required or provided by state law; and
(vi) a plan for consideration of input by community members and staff as to formation and implementation issues. Consideration of input may be identified by formation of advisory committees involving staff and/or community members, conduct of a properly noticed public meeting for purposes of comment on the formation or operation of the charter school, or any other reasonable means that result in an opportunity for input by staff and community members prior to a decision of significant interest to the public regarding the formation or operation of the charter school.	(vi) a plan for consideration of input by community members and staff as to formation and implementation issues. Consideration of input may be identified by formation of advisory committees involving staff and/or community members, conduct of a properly noticed public meeting for purposes of comment on the formation or operation of the charter school, or any other reasonable means that result in an opportunity for input by staff and community members prior to a decision of significant interest to the public regarding the formation or operation of the charter school.

Administrative Rules of Montana 10.55.601–10.55.606; Appendix E	12/14/2010 Draft Rule Language Recommendations for Consideration Changes indicated by strikethrough or <u>underline</u>
(e) A school district may discontinue an approved charter school at any time. If it does so, it shall promptly notify the Board of Public Education in writing.	(e) A school district may discontinue an approved charter school at any time. If it does so, it shall promptly notify the Board of Public Education in writing.
10.55.605 CATEGORIES OF ACCREDITATION	
(1) Regular accreditation means the school has:	(1) Regular accreditation means the school has:
(a) its program aligned to the content and performance standards and program area standards;	(a) aligned its program aligned to the <u>state</u> content <u>standards</u> and performance standards <u>descriptors</u> and program area standards;
(b) certified staff that is appropriately assigned, and fully utilized;	(b) certified licensed staff that is appropriately endorsed and assigned; and fully utilized ;
(c) school programs and resources that are adequate;	(c) <u>adequate</u> school programs and resources that are adequate ;
(d) facilities that meet appropriate standards; and	(d) facilities that meet appropriate standards; and
(e) school trustees, staff, parents, and community that work together to provide a quality education.	(e) school trustees, staff, parents, <u>families, guardians,</u> and community that work together to provide a quality education.
(2) When the school meets the regular accreditation standards with minor deviations, these deviations are noted on the annual accreditation status letter as minor citations when considering the school program in its entirety.	2) When the school meets the Regular accreditation standards with minor deviations <u>means the school does not meet some of the standards,</u> when considering the school program in its entirety. These deviations are noted on the annual accreditation status letter as minor citations. <u>Deviations requiring action by the school district include:</u>

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	(a) If a school district employs a teacher who is not properly endorsed in the grade level and content area <u>will be accredited with regular accreditation with minor deviations the school employs a teacher who is not properly endorsed</u> in the grade level and content area of teaching assignment.
	(b) The school district must submit an explanation of the deviation and targeted solutions.
(3) Accreditation with advice means the school exhibits serious and/or numerous deviations from the standards. The school must submit an improvement plan developed by trustees, administrators, teachers, parents, and the community, to the Office of Public Instruction.	(3) Accreditation with advice means the school exhibits serious and/or numerous deviations from the standards. The school must submit <u>an explanation</u> of the deviations and targeted solutions improvement plan developed by trustees and administrators, teachers, parents, and the community, to the Office of Public Instruction.
(4) Deficiency accreditation with assistance means that the school has been on advice status for at least two years and continues to have serious and/or numerous deviations, or has substantially increased the seriousness of deviations over the previous year.	(4) Deficiency accreditation with assistance means that the school has been on advice status for at least two years and continues to have serious and/or numerous deviations, or has substantially increased the seriousness of deviations over the previous year.
(a) A school will be accredited with deficiency if:	(a) A school will be accredited with deficiency <u>status</u> if:
(i) the school employs as a teacher an individual who does not have a Montana teaching certificate;	(i) the school employs as a teacher an individual who does not have a Montana teaching certificate <u>license</u> .

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(ii) the school has a facility that creates an unhealthy environment with safety and health hazards; or	(ii) the school has a facility that creates an unhealthy environment with safety and health hazards; or
(iii) the school provides an inadequate learning environment.	(iii) the school provides an inadequate learning environment.
(b) The school administrator and the chair of the board of trustees will submit and/or come before the Board of Public Education with an improvement plan and a systematic procedure for correcting the deviations noted. The Office of Public Instruction will facilitate assistance to enable the school to accomplish the goals of the improvement plan and to correct the deviations.	(b) The school administrator and the chair of the board of trustees will submit and/or come before the Board of Public Education with an improvement plan and a systematic procedure for correcting the deviations noted. The Office of Public Instruction will facilitate assistance to enable the school to accomplish the goals of the improvement plan and to correct the deviations.
(5) Nonaccredited status means that a school on deficiency status fails to document that it has met its improvement plan.	(5) Nonaccredited status means that a school on deficiency status fails to document that it has met its improvement plan.
6) A school seeking initial accreditation or reinstatement of accreditation shall meet the requirements of regular accreditation outlined in (1). This process shall include an on-site review from the Office of Public Instruction.	6) A school seeking initial accreditation or reinstatement of accreditation shall meet the requirements of regular accreditation outlined in (1). This process shall include an on-site review from the Office of Public Instruction.

Administrative Rules of Montana 10.55.601–10.55.606; Appendix E	12/14/2010 Draft Rule Language Recommendations for Consideration Changes indicated by <u>strikethrough</u> or <u>underline</u>
10.55.606 PERFORMANCE BASED ACCREDITATION	DELETE 606 addressed elsewhere
(1) Performance-based accreditation gives a school district the option of obtaining, for one or more of its schools, accreditation through a process that involves self-evaluation, peer-review and on-site visitations. This method allows a school to meet accreditation standards by showing through its students' work that it provides a quality education. The school improvement plan serves as a basis for assessment of school effectiveness and an impetus for mobilizing improvement efforts.	(1) Performance-based accreditation gives a school district the option of obtaining, for one or more of its schools, accreditation through a process that involves self-evaluation, peer-review and on-site visitations. This method allows a school to meet accreditation standards by showing through its students' work that it provides a quality education. The school improvement plan serves as a basis for assessment of school effectiveness and an impetus for mobilizing improvement efforts.
(2) After engaging in a sustained school improvement effort, a school district, on behalf of one or more of its schools, may apply to the Superintendent of Public Instruction for performance-based accreditation. The Board of Public Education makes the final decision on whether a school is accredited through the performance-based accreditation process. The school improvement process shall incorporate the following six steps or their equivalent:	(2) After engaging in a sustained school improvement effort, a school district, on behalf of one or more of its schools, may apply to the Superintendent of Public Instruction for performance-based accreditation. The Board of Public Education makes the final decision on whether a school is accredited through the performance-based accreditation process. The school improvement process shall incorporate the following six steps or their equivalent:
(a) development of a student/community profile;	(a) development of a student/community profile;
(b) development of a school mission and goals that reflect a locally derived philosophy of education;	(b) development of a school mission and goals that reflect a locally derived philosophy of education;
(c) identification of desired learner results based on the content and performance standards;	(c) identification of desired learner results based on the content and performance standards;
(d) analysis of instructional and organizational effectiveness;	(d) analysis of instructional and organizational effectiveness;
(e) development and implementation of a school improvement	(e) development and implementation of a school improvement

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plan; and	plan; and
(f) monitoring through self-assessment and visits by peers or teams.	(f) monitoring through self-assessment and visits by peers or teams.
(3) To be granted performance-based accreditation, a school must	(3) To be granted performance-based accreditation, a school must
(a) engage in a continuous schoolwide improvement process;	(3) To be granted performance-based accreditation, a school must
(b) host at least two visitations, chaired by a person trained or experienced in the process to seek feedback and validate the school improvement process;	(b) host at least two visitations, chaired by a person trained or experienced in the process to seek feedback and validate the school improvement process;
(c) notify the Superintendent of Public Instruction of the visitation dates and team members. A member of the staff of the Office of Public Instruction shall be invited to be a member of the visitation team;	(c) notify the Superintendent of Public Instruction of the visitation dates and team members. A member of the staff of the Office of Public Instruction shall be invited to be a member of the visitation team;
(d) submit reports of the visitation to the Superintendent of Public Instruction; and	(d) submit reports of the visitation to the Superintendent of Public Instruction; and
(e) apply to the Superintendent of Public Instruction for performance-based accreditation by providing documentation of school improvement, including, but not limited to:	(e) apply to the Superintendent of Public Instruction for performance-based accreditation by providing documentation of school improvement, including, but not limited to:
(i) visitation reports;	(i) visitation reports;

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(ii) a school improvement plan;	(ii) a school improvement plan;
(iii) evidence of attainment or significant progress toward attainment of the school improvement plan goals; and	(iii) evidence of attainment or significant progress toward attainment of the school improvement plan goals; and
(iv) a recommendation from the visitation team that the Board of Public Education grant performance-based accreditation.	(iv) a recommendation from the visitation team that the Board of Public Education grant performance-based accreditation.
(4) After a review in which the school demonstrates successful attainment or significant progress toward achieving the desired learner results, the school may be granted performance-based accreditation for up to six years. The school is subject to peer or team reviews at least every three years. The review shall establish that:	(4) After a review in which the school demonstrates successful attainment or significant progress toward achieving the desired learner results, the school may be granted performance-based accreditation for up to six years. The school is subject to peer or team reviews at least every three years. The review shall establish that:
(a) the integrity of the school improvement process is maintained;	(a) the integrity of the school improvement process is maintained;
(b) the school is making informed, data-driven decisions;	(b) the school is making informed, data-driven decisions;
(c) the process is school-based;	(c) the process is school-based;
(d) all steps of the school improvement process are connected	(d) all steps of the school improvement process are connected

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and inform one another;	and inform one another;
(e) committees work collaboratively within and among one another;	(e) committees work collaboratively within and among one another;
(f) the school implements each step appropriately; and	(f) the school implements each step appropriately; and
(g) student learning is central to the entire process, with improvement demonstrated in desired learner results, based on content and performance standards.	(g) student learning is central to the entire process, with improvement demonstrated in desired learner results, based on content and performance standards.
(5) A school district, on behalf of one or more of its accredited schools electing this process, may petition the Superintendent of Public Instruction to recommend that the Board of Public Education waive existing standards that interfere with the school improvement plan, excluding standards stating a statutory requirement, standards pertaining to teacher certification and content and performance standards as defined by the Board of Public Education.	(5) A school district, on behalf of one or more of its accredited schools electing this process, may petition the Superintendent of Public Instruction to recommend that the Board of Public Education waive existing standards that interfere with the school improvement plan, excluding standards stating a statutory requirement, standards pertaining to teacher certification and content and performance standards as defined by the Board of Public Education.
APPENDIX E	
Does timeline work? Does it need to be here? Is it complete? AYP? Move Appendix to ARM if/where appropriate? NEEDS UPDATED with any rule change. 10.55.605.1 – Most important part (to “Parents”) (To “Families”) (a) (ii) “fully utilized” strike? (iii) what is adequate?	

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(v) how assessed?	

